

U. S. BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA

**ROANOKE CALENDAR - JANUARY 26, 2004**

(The Honorable William F. Stone, Jr. Presiding)

(Start: \_\_\_\_\_ Recess: \_\_\_\_\_ ♦Resume: \_\_\_\_\_ Stop: \_\_\_\_\_ ♦Trials: \_\_\_\_\_ Proceedings \_\_\_\_\_)

Attys:                      Debtors:    Case Nos.:                      Trustees:

**9:30 A.M. - CHAPTER 13 CONFIRMATIONS**

Shelor                      CHARLES & LUCINDA MCCLURE - Ch. 13                      7-03-03578                      Connelly/AF  
Valuation Motion: Citifinancial Services: 1990 Dodge Caravan, filed 12/19; d/e # 20  
*-Contd fr 1/12 to await deadline to respond; conf'd 1/12 ; collateral to be surrendered*

**10:30 A. M. - CHAPTER 13 CONFIRMATIONS**

M Hart                      MICHAEL WASHINGTON                      7-03-04443                      Connelly/VS  
Plan filed 10/17; d/e # 5; *contd from 1/28 for testimony of debtor re: good faith*  
Trustee Report, Objection and Showcause: Dismiss/convert, filed 11/19; d/e # 16

Hart                      VIRGINIA BURCHETT                      7-03-03771                      Connelly/GR  
Mod Plan filed in court 11/24 contd for trustee review and filing by atty of  
motion & proposed Ord to waive notice to creditors & debtor hearing if can confirm  
Trustee's Report, Objection & Show Cause on Dismissal/Conversion [d/e # 20]  
*-contd from 1/12*

M. Hart                      PHYLLIS WILLIAMS - Ch. 13                      7-03-04058                      Connelly/AF  
Plan filed 10/1; d/e # 13 *contd from 12/8*  
Trustee's Report, Objection and Show Cause on Dismissal/Conversion [d/e # 16]

Obj to Claim #1 of James E. Warren filed by debtor, 12/10; d/e # 19  
–*Default order presented ready for entry upon atty endorsement thereon*

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**9:30 A.M. - CHAPTER 13 CONFIRMATIONS**

M Hart                      VICKI TRAYNHAM    7-03-03024                      Connelly/SJ  
Mod Plan filed 10/6 t; *contd fr 11/10, 12/8 & 12/22; d/e # 47*  
Trustee Report, Objection & Showcause: Dismiss/convert filed 8/27; de # 24

Motion #1: Relief - filed 12/18; d/e # 43, 44; movant's cert. filed 12/29, d/e # 48  
GMAC (McQuiddy) v Debtor  
Response filed by Debtor 12/24 [d/e # 46]; *contd from 1/12*

Shelor                      JAMES CALL-chl3    7-03-04662                      Connelly/SJ  
Plan filed 10/31; d/e # 6  
Trustee Report, Objection & Showcause: Dismiss/convert file 12/18; d/e # 15

McNally                      VINCENT & DANA PANNELL-chl3    7-03-04167                      Connelly/NS  
Mod Plan filed 12/12; de # 20, 21  
Trustee Report, Obj & Showcause: Dismiss/convert, filed 11/13; d/e #18 *contd fr 12/22*

Krippend.                      ANNETTE GILLEN    7-03-03122                      Connelly/SJ  
Mod Plan filed 11/25; d/e # 36, 37; certificate of service filed 12/2 [d/e # 39]  
**Obj:** Vinton Title Insurance (Shelor) filed 1/13; d/e # 48  
National Grange Mutual Insurance Co. (Ingraham) *contd from 1/28*

Stark                      GLEN MACKEY JR                      7-03-03800                      Connelly/SO  
Mod Plan filed 12/8; d/e # 39; 40  
**Obj.:** U. S. Attorney (Eckert) [d/e # 42]  
Motion of Trustee to Dismiss/convert contd by 12/4 order from prior calendar , d/e # 38

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**9:30 A.M. - CHAPTER 13 CONFIRMATIONS**

Mayer                      DANIEL DEAN                      7-03-03952                      Connelly/SJ  
Mod Plan filed 11/26; d/e # 16, 17, 19  
Trustee Report, Obj & Showcause: Dismiss/convert, d/e # 15, contd from 12/8

M Hart                      MARGARET CRAFT                      7-03-04533                      Connelly/VS  
Plan filed 10/24; d/e # 6  
Trustee's Report, Objection & Show Cause on Dismissal/Conversion [d/e # 19]

Valuation: 1997 Jeep Cherokee; NBC Bank, filed 11/4; d/e # 13  
Amended motion filed 11/6, d/e # 14, to correct court date (*used §341 mtg date in error*)  
**–Order of 1/5; fixed value of collateral at \$6,600.00 (Default)**

M Giles                      MICHELLE BREWER                      7-03-04561                      Connelly/GR  
**–Mod Plan filed 1/12; d/e # 25, set for conf 3/8 @ 9:30**  
Trustee Report, Obj & Showcause: Dismiss/convert, filed 12/17; d/e # 22  
**Obj:** Capital One Automotive Finance (Epps) filed 12/22; d/e # 24

Valuation: Sofa, Chair & Loveseat; Schewel Furn.Co., filed 11/20; d/e # 18

Valuation: 2001 Grand Prix: Capital One Auto finance; filed 11/20 ; d/e # 19  
Answer filed by Capital One (Epps) on 12/22; d/e # 23

M. Hart      WILLIAM & EDWINA DAVIS - Ch. 13      7-03-04532      Connelly/SJ  
Plan filed 10/24; d/e # 6  
Trustee's Report, Objection & Show Cause on Dismissal/Conversion [d/e # 16]  
  
Motion for Valuation of 1997 Cavalier; GAD Finance, Inc., d/b/a Car Now  
Acceptance Co., creditor [d/e # 13]  
**–Default Order of 1/5 fixed fair market value of \$2,150, to be pd as stipulated[#19]**

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**9:30 A.M. - CHAPTER 13 CONFIRMATIONS**

M Hart      FANNIE BOLDEN      7-03-04486      Connelly/JJ  
Plan filed 10/31; d/e # 12, with service all creditors per cover ltr 10/30  
Trustee Report, Obj & Showcause: Dismiss/convert, filed 12/17; d/e # 20  
*Contd from 1/28*  
  
Motion #1: Avoid lien filed 10/31; d/e # 14, 15  
Debtor v. Beneficial Discount Co of Va. Db a Beneficial Finance Co of Va c/o  
Gary Gilmer President  
**–Order entered 11/26 avoiding lien [d/e # 16]**

Krippendorf      SANDRA CALLOWAY - Ch. 13      7-03-02867      Connelly/NS  
Mod. Plan filed 11/25 [d/e # 41, 42]  
**–NOTE : Plan confirmed 12/23, d/e # 49**

Krippendorf      SHARON WYCHE - Ch. 13      7-03-02318      Connelly/AF  
Mod. Plan filed 11/25 [d/e # 39, 40]

Delafield HARLON & JOY HARMON - Ch. 13 7-03-03391 Connelly/GR  
Mod. Plan filed 12/1 [d/e # 29, 30] - *Contd from 12/22*  
**Obj:** USA/IRS (Eckert) filed on 1/2/04; d/e # 35  
Trustee Mot Dismiss/convert and OBJ of IRS contd from 12/22 to hear w/mod plan  
  
Obj to Claim #7 of IRS filed 12/22; d/e # 34  
Response of IRS filed 1/21; d/e # 37

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**9:30 A.M. - CHAPTER 13 CONFIRMATIONS**

Krippendorf CHARLES, III, & JUANITA STATES - Ch. 13 7-03-04633 Connelly/VS  
Amended Plan filed 12/18 with certyf of service, d/e # 20  
Trustee's Report, Objection & Show Cause on Dismissal/Conversion [d/e # 18]  
***-ORDER of 1/5/04 d/e # 25, dismissed case without prejudice***

Bowman JAMES MINTER 7-03-04168 Connelly/AF  
Plan filed 9/30; d/e # 5 (*note: §341 mtg contd to 1/9*); d/e # 22, 23  
Trustee Report, Objection & Showcause: Dismiss/convert, filed 11/13; d/e # 17  
Trustee Report, Obj & Show Cause (Supplemental): Dismiss/convert, filed 11/19;d/e#19  
**Obj:** City of Roanoke filed 12/11, d/e # 21 (Dillon/Collins) [d/e#22, 23]

Krippend. LOWELL STROUD 7-03-03738 Connelly/AF  
Mod Plan filed 12/10; d/e # 20  
Trustee Motion to Dismiss/convert, filed 10/27; d/e # 16, contd from prior hrg

### 11:00 A.M. - MISCELLANEOUS

Gardner JANIS WALLER - Ch. 13 7-02-04058 Connelly/AF  
Trustee's Motion to Dismiss or Convert Case to Ch. 7 [d/e # 29] *contd from 1/28*

Allen BARRY CAPITO - Ch. 13 7-02-03032 Connelly/SJ  
Trustee's Motion to Dismiss or Convert Case [d/e # 51] - *contd from 1/28*  
Response filed 1/15; d/e # 52

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**11:00 A.M. - MISCELLANEOUS**

M. Hart                      ALEASIA PHILLIPS - Ch. 13                      7-02-01247                      Connelly/NS  
Motion to Suspend Payments filed by Debtor [de # 25]

M Hart                      GEOVANNY & EILEEN MALDONADO                      7-02-03641                      Connelly/GR  
    Motion #2: Relief - filed 11/14; d/e #68, 71 - *contd from 12/8 & 1/12*  
    Snap-On Credit LLC( Fleischhauer) v. debtors & trustee  
    Response of Debtors filed `11/26, d/e #72

M Hart	SHARON SIMMONS	7-01-04832	Connelly/SJ
	Motion #1: sell property free and clear of liens (contract for \$19,000) filed 11/12, d/e #31 Debtors v. GMAC Mortgage, Bill Sharp Trustee & David Anderson, Treasurer of Roanoke City; and Trustee (Connell7) - <i>contd from 1/12</i> <u>Answer to Motion filed by GMAC (Christine Patterson)</u>		

Trustee Motion to Dismiss case due to default in pmts, d/e # 30, *contd fr 11/24 & 1/12*

Taylor- JAMES & LINDA GORDON - Ch. 13 7-03-02520 Connelly/SJ  
Gibson Objection to Claim # 10 of General Motors Acceptance Corp. [d/e # 40, 41 ]

M Giles JEFFREY & VIRGINIA CONNER-chl3 7-02-02732 Connelly/SJ  
Motion #1: relief - filed 12/19; d/e # 41, 42  
Mortgage Electronic Registration (Sasser) v debtors & trustee  
Response filed 1/13; d/e # 44

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**11:00 A.M. - MISCELLANEOUS**

P Brown WILLIAM & ASAMI PARKS 7-02-03983 Connelly/VS  
Motion #1: Debtor's Objection to Default Notice filed 11/25; d/e # 26; *contd fr 12/22*  
(Re: Motion #1: filed by Marvin Jaffe on behalf of Citifinancial Mortgage)

Janney EDITH MURPHY - Ch.13 7-02-02777 Connelly/NS  
Motion of Debtor, filed 11/13; d/e # 52; & Notice of hearing filed 11/3, d/e # 49 on Affidavit  
of Breach re: Relief Motion #1 filed 9/2; d/e #47; *contd from 11/24 & 12/22*

Delafield LOIS MCFARLAND-chl3 7-01-00199 Connelly/S  
Motion #2: Relief - filed 10/7; d/e # 55, 56, 57; (*contd further from 12/22*)  
Chase Manhattan Mortgage Corp (Sasser/Boylan ) v. debtor & trustee; d/e # 63

Shelor                      SAHZUDIN & SENIJA VUGDALIC                      7-03-04231                      Connelly/GR  
                                 Motion #1: Relief - filed 11/24; d/e # 18 19' *contd from 12/22*  
                                 Amsouth Bank (Sasser/Boylan) v. debtors & trustee  
                                 Answer filed 12/9; d/e #20

Delafield                      VALENCIA JERNIGAN-SMITH - Ch. 13                      7-03-02198                      Connelly/AF  
                                 Motion # 1: Relief–filed 12/24 [d/e # 33, 34, 35, 36]  
                                 Option One Mortgage Corp. (Bierman) v. Debtor  
                                 Answer of debtor filed 1/2/04; d/e # 37

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**11:00 A.M. - MISCELLANEOUS**

M. Hart                      DENNIS, SR., & PATRICIA HARDY - Ch. 13                      7-02-05049                      Connelly/S  
                                 Motion # 5: Relief–filed 12/26 [d/e # 94] *contd from 1/28*  
                                 Countrywide Home Loans, Inc. (Sasser/Boylan) v. Debtors & Trustee

Spencer                      PHILLIP & DIANE RANDOLPH - Ch. 13                      7-03-02652                      Connelly/SJ  
                                 Motion # 1: Avoid lien–filed 12/24 [d/e # 28]  
                                 Debtors v. Beneficial Va (                      ) & Trustee

M. Hart                      MELVIN GARRETT - Ch. 13                      7-03-02161                      Connelly/GR  
                                 Motion for Compensation filed by Debtor's Counsel in the amount of  
                                 \$2,000 and Motion for Distribution [d/e # 94]



Janney	DAVID & ROBIN BURNETTE - Ch. 13	7-03-02444	Connelly/SO
	Motion # 1: Relief–filed 12/30 [d/e # 35] Countrywide Home Loans, Inc. (Sasser) v. Debtors & Trustee <u>Answer of Respondent filed 1/7; d/e # 37</u>		
M. Giles	HORTENSE CUMMINGS - Ch. 13	7-03-02050	Connelly/SL
	Motion # 1: Relief–filed 12/30 [d/e # 28] <i>contd from 1/28</i> ABN AMRO Mortgage Group, Inc. (C.Patterson) v. Debtor & Trustee <u>Response of Debtor filed 1/2; d/e # 33</u>		
	Motion # 2: Relief from Co-Debtor’s Stay–filed 12/30 [d/e # 30] ABN AMRO Mortgage Group, Inc. (C.Patterson) v. Jacqueline McKenzie, Co-Debtor & Trustee <u>Co-debtor stay relieved absent objections pursuant to self-executing order of 12/30</u>		
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	<b><u>11:00 A.M. - MISCELLANEOUS</u></b>		
M Hart	ROBIN HOSEY-ch13	7-03-03049	Connelly/S
	Motion #1: relief - filed 12/31; d/e # 37, 38, 39 MERS (Christine Patterson) v. debtor & trustee		
M. Hart	MICHAEL & JOHNNIE CRAWFORD - Ch. 13	7-02-04764	Connelly/JJ
	Motion # 2: Relief–filed 1/6 [d/e # 35] DaimlerChrysler Services, N.A., LLC (Higgs) v. Debtors & Trustee <u>Answer filed 1/7; d/e # 37</u>		
P Brown	FREDRICK & SHELBY AYERS	7-03-05173	Connelly/VS
	Motion #1: Relief - filed 12/30; d/e # 15 (deficient; fee & notice)		

Fee paid 1/9; d/e # 17; notice filed 1/9; d/e # 18; pre hrg ord enered 1/9; d/e # 19  
Duel & Barbara Burnett (Logan) v. debtors & trustee  
Answer filed 1/13; d/e # 20 ; movant certificatin filed 1/16; d/e # 21

M Black                      ROLAND MACHER-ch11                      7-00-3659                      DIP/SL  
   Confirmation of Amended Plan #2: filed 11/12; d/e # 167, 168 **contd fr 1/28**  
   **Objection:** Internal Revenue Service (Eckert)

## **2:00 P. M. - PRE-TRIAL CONFERENCES**

Krippend.	GEORGE & CATHERINE CROY	7-03-01759	McLean/JM
	A/P 7-03-00163: Determine liens; <i><b>trial – allow couple of hours</b></i>		
	Debtors v. Salem Va. Medical Center Federal Credit Union (Creasy)		

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## 2:00 P. M. - PRE-TRIAL CONFERENCES

Woodward LINDA HATCHER 7-03-00060 McLean  
A/P 7-03-00023: Pre-trial - third party complaint - *contd from 1/28*  
Debtor (Woodward) v. Fairbanks CapitalCorp (McWilliams); Draper &  
Goldberg (McWilliams); George A. McLean, Trustee ( )  
EquiCredit Corp, defendant and Third Party Plaintiff (Clarke);&  
Tomlin Temple & Ewing PC, Third Party Defendant ( )  
U S Bank NA fka *to be added as party defendant & summons to issue*

Motion to Extend Deadlines for Completion of Discovery filed 1/20 by Equicredit Corp. And Fairbanks Capital (Callahan) *contd from 1/28*

## 2:00 P.M. - MISCELLANEOUS

Beck ERNEST ZULIA 7-03-04317 Creasy/NS  
Motion of Trustee for Extension of time to file Objection to Exemptions and/or

Complaints re: Discharge/dischargeability, filed 12/11; d/e#15, 16

Trustee's Objection to Claim of Exemptions [d/e # 17]

Krippend.      NATHAN BILLIPS-ch7      7-03-04460      Creasy/JJ  
Motion of Trustee for Extension of time to file Objection to Exemptions and/or  
Complaints re: Discharge/dischargeability, filed 12/18; d/e#11, 13  
**–Order dismissing Trustee's Motion for Extension 1/6 [d/e # 18]**

Giles      BETTY STEWART      7-03-04073      Creasy/VS  
Motion of Trustee for Extension of time to file Objection to Exemptions and/or  
Complaints re: Discharge/dischargeability, filed 12/18; d/e#13, 14

Delafield      DAVID FLANNAGAN      7-03-03973      Creasy/VS  
Motion of Trustee for Extension of time to file Objection to Exemptions and/or  
Complaints re: Discharge/dischargeability, filed 12/18; d/e# 19, 20  
**–ORDER of 1/8, d/e #24, withdrew motion**

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**2:00 P. M. - MISCELLANEOUS**

Janney      DONALD EDGE-ch7      7-01-05014      Creasy/GR  
Motion of Trustee for Extension of time to file Objection to Exemptions and/or  
Complaints re: Discharge/dischargeability, filed 12/18; d/e#68, 69  
**Order of 1/5 allows trustee to withdraw motion/dismiss obj**  
  
**CASE dismissed 12/23, d/e # 81, without prejudice on debtor's motion**

Janney                      EARL BOWMAN JR                      7-03-04297                      Creasy/NS  
Obj of Trustee to Claim of Exemption, Poor-Debtor Exemptions; Petition and  
Homestead Deed, filed 12/11; d/e #15

Trustee's Motion for Extension of Time to file objection to exemptions &  
complaints re dischargeability [d/e # 16, 17]  
dischargeability

M. Hart                      JOSEPH & VALERIE MILLER - Ch. 7                      7-03-04330                      Creasy/VS  
Trustee's Motion for Extension of Time to file objection to exemptions,  
complaints re discharge & dischargeability [d/e # 13, 14]  
***CASE CONVERTED TO CH 13 1/13/04***

Lance Hale                      GLORIA TYREE                      7-03-04438                      Krippend/AF  
Motion of Trustee for Extension of time to file Objection to Exemptions and/or  
Complaints re: Discharge/dischargeability, filed 12/18; d/e#10, 11

P Brown                      ROBERT THOMAS                      7-03-04424                      Krippend/SJ  
Motion for extension of time to file objection to exemptions or complaints re:  
Discharge/Dischargeability, filed 12/18; d/e # 11, 12  
***–Notification of Trustee of No Objections, Order self executing filed 1/23, d/e#16***  
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**2:00 P. M. - MISCELLANEOUS**

Krippend.                      CAROLINE LAPRAD                      7-03-04082                      Creasy/SJ  
Motion for extension of time to file objection to exemptions or complaints re:  
Discharge/Dischargeability, filed 12/18; d/e # 14, 15  
***–Order dismissing Trustee's Motion for Extension 1/6 [d/e # 20]***

Szathmary                      TONY MCNEAL & TAMEISHA MASON                      7-03-03934                      Creasy/VS

Motion to Redeem Property ( 2001 Ford Escort SE) upon which Member One Federal Credit Union has lien, filed 12/19; d/e # 14

**Obj:** Member One Federal Credit Union ( Patterson) filed 1/14; d/e # 17

*–contd from 1/28 – will have evidentiary hearing*

P Brown      JESSIE & ELINOR DAVIS-ch7      7-03-04425      Krippend/SL  
Motion to Redeem Property - 2002 Chevrolet Cavalier: SunTrust Bank, filed  
11/21; d/e # 12, *contd from 12/22*  
***–ORDER (Agreed) entered ??? – docket entry #19 indicates 12/22, but no date  
appears on order and no dated service stamp on reverse thereof***

Wentz      VANESSA LAMPKINS - Ch. 7      7-03-04345      Krippendorf/SL  
Motion # 1: Relief–filed 1/6 [d/e # 14, 16]; movant’s certification filed 1/6 [d/e # 15]  
DaimlerChrysler Services N.A., LLC (Higgs) v. Debtor & Trustee  
Response filed 1/13; d/e # 17

Mayer      ALFREDO & MARCIA TONETTI - Ch. 7      7-03-04436      Creasy/JJ  
Trustee’s Motion to Dismiss Case [d/e # 18]

**3:00 P. M. - MISCELLANEOUS**

Palmer      JAMES & JESSICA FARLOW-ch7      7-03-04991      Creasy/GR  
Motion #1: Relief - filed 1/5/04, d/e # 11, 12  
GMAC (Eason) v. debtors & trustee  
Answer filed by Respondent 1/8 [d/e # 13]; movant certification filed 1/12; d/e#14

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**3:00 P. M. - MISCELLANEOUS**

Pro se      KERMIT GILES, JR. - Ch. 7      7-03-01084      Krippendorf/S  
A/P No. 7-03-00171: Object to or revoke a discharge;  
W. Clarkson McDow, Jr., U.S.Trustee (Garber) v. Debtor  
***–Defendant Motion for Emergency Stay Order filed 1/23; d/e # 8***

